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**FILED**

DISTRICT COURT OF GUAM

MAR 30 2006 *JP*

MARY L.M. MORAN  
CLERK OF COURT

**IN THE UNITED STATES DISTRICT COURT  
FOR THE DISTRICT OF GUAM**

UNITED STATES OF AMERICA,  
Plaintiff,

vs.

KIUCHIRO KOUCH,  
Defendant.

CRIMINAL CASE NO. 99-00069

**UNITED STATES' MOTION  
TO DISMISS INDICTMENT AND  
VACATE WARRANT OF  
ARREST**

The United States hereby moves this Honorable Court for an order dismissing the indictment, and vacating the warrant for arrest, in the above-entitled action, for the reason that the available evidence, witnesses, and investigative results are no longer sufficient to proceed to trial against the defendant at this time.

RESPECTFULLY submitted this 29<sup>th</sup> day of March 2006.

LEONARDO M. RAPADAS  
United States Attorney  
Districts of Guam and CNMI

By: 

MARIVIC P. DAVID  
Assistant U.S. Attorney